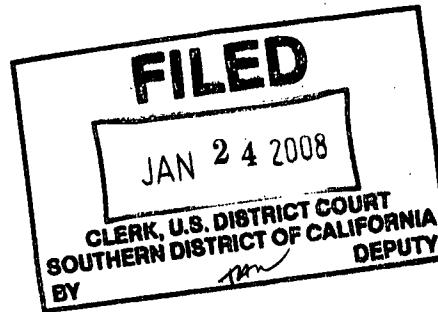


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08057*



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

'08 MJ 8057

UNITED STATES OF AMERICA

Plaintiff,

v.

Jose Alfredo JIMENEZ-Ibarra

Defendant.

} Magistrate Case No.:

} COMPLAINT FOR VIOLATION OF
21 U.S.C. § 952 and 960
Importation of a Controlled
Substance (Felony)

The undersigned complainant being duly sworn states:

COUNT ONE

That on or about January 23, 2008, within the Southern District of California, defendant Jose Alfredo JIMENEZ-Ibarra did knowingly and intentionally import approximately 9.30 kilograms (20.46 pounds) of heroin, a Schedule I Controlled Substance, into the United States from a place outside thereof, in violation of Title 21, United States Code, Sections 952 and 960.

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1 COUNT TWO
2

3 That on or about January 23, 2008, within the Southern District of California,
4 defendant Jose Alfredo JIMENEZ-Ibarra did knowingly and intentionally import
5 approximately 23.26 kilograms (51.17 pounds) of cocaine, a Schedule II Controlled
6 Substance, into the United States from a place outside thereof, in violation of Title 21,
7 United States Code, Sections 952 and 960.
8

9 The complainant states that this complaint is based on the attached Statement of
10 Facts incorporated herein by reference.
11

12 
13 REUBEN McDOWELL
14 Special Agent
15 Immigration & Customs Enforcement
16

17 SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE, THIS 24th
18
19 DAY OF JANUARY 2008.
20

21 
22 PETER C. LEWIS
23 UNITED STATES MAGISTRATE JUDGE
24
25
26
27
28

1 UNITED STATES OF AMERICA
2 v.
3 Jose Alfredo JIMENEZ-Ibarra

4 STATEMENT OF FACTS
5

6 This Statement of Facts is based on the reports, documents, and notes
7 furnished to Immigration and Customs Enforcement Special Agent McDowell.
8

9 On January 23, 2008, at approximately 1330 hours, Jose Alfredo JIMENEZ-
10 Ibarra entered the United States at the Calexico, CA West Port of Entry. JIMENEZ was
11 the driver, sole occupant and registered owner of a 1996 Volkswagon Van.
12

13 The vehicle approached lane 2 manned by CBPO L.V. Rodriguez. CBPO
14 Rodriguez received a negative oral Customs declaration from JIMENEZ. CBPO
15 Rodriguez observed JIMENEZ hands shaking uncontrollably. CBPO RODRIGUEZ
16 opted to refer JIMENEZ and the vehicle to the vehicle to secondary inspection.
17

18 In the secondary inspection area, CEO C. Randolph was conducting a lot sweep
19 with his Human and Narcotic Detector Dog assigned Human and Narcotics Detector
20 Dog (HNDD). The HNDD alerted to the rear area of the vehicle.
21

22 A subsequent inspection of the vehicle revealed 28 packages in the gas tank of
23 the vehicle. One of the packages was probed by CBPO Alvarado and a sample of a
24 white powdery substance was obtained, which field tested positive for cocaine. CBPO
25 Alvarado observed that seven of the packages were a different shape. One of the
26 seven packages was probed by CBPO Alvarado and a sample of a brown powdery
27 substance was obtained, which field tested positive for heroin. The 21 packages of
28 cocaine had a combined weight of approximately 23.26 kilograms (51.172 pounds).
29 The 7 packages of heroin had a combined weight of approximately 9.30 kilograms
(20.46 pounds).

30 JIMENEZ was advised of his Miranda Rights, which he acknowledged and
31 waived. JIMENEZ stated that he had purchased the vehicle approximately one week
32 to ten days prior. JIMENEZ stated that no one has used the vehicle since he
33 purchased it. JIMENEZ stated that he puts \$200 to 300 Mexican pesos worth of gas in
34 the vehicle, approximately 20 to 26 liters.
35